

SHOZO ICHIWAWA

AUGUST 20 (legislative day, AUGUST 1), 1951.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany H. R. 3823]

The Committee on the Judiciary, to which was referred the bill (H. R. 3823) for the relief of Shozo Ichiwawa, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to waive the racial bar to admission into the United States on behalf of the minor adopted child of United States citizens. The child would be considered to be a nonquota immigrant which is the status normally enjoyed by the minor alien children of citizens of the United States.

STATEMENT OF FACTS

The beneficiary of the bill is a 2-year-old child born in Japan of a Japanese mother and a United States serviceman. The child is in the care of Sgt. and Mrs. Robert Yung, who are citizens of the United States, presently in Japan where Sergeant Yung is on duty with our Armed Forces.

Congressman Charles B. Hoeven, the author of the bill, appeared before a subcommittee of the Committee on the Judiciary of the House of Representatives and made the following statement in connection with the bill:

Mr. Chairman, I introduced H. R. 3823 on April 23, 1951 for the relief of Shozo Ichiwawa, in behalf of Staff Sgt. and Mrs. Robert Yung of Danbury, Iowa, which is in my congressional district. The file in this case, which is in your possession, develops the fact that this child is the son of an American serviceman and a Japanese girl and therefore not eligible for entry into this country. Mr.

and Mrs. Yung have had the child for some time in their home and are tremendously attached to him. They wish to bring him to this country and to go through the procedure of legal adoption. The wing legal officer of the Three Hundred and Seventy-fourth Troop Carrier Wing (H) has made excellent representations in the case and other very reputable persons have recommended this action. The Yungs themselves have made a strong appeal to the effect that they love Shozo Ichiyawa, can have no children of their own, and from all recommendations they are anxious and able to give this little boy a very fine home and the best of care.

My feeling of urgency in this matter is due to the impending return of Sergeant and Mrs. Yung, under the rotation policy. In this event, unless enacted legislation prevents it, little Shozo Ichiyawa, who is about 2 years of age, will have to be left behind and returned to the orphanage where he was being kept when the Yungs took him into their home. In view of the strong attachment the Yungs have formed for this child, and their ability to take care of him, this would be most regrettable.

I, therefore, respectfully urge that H. R. 3823 be reported favorable.

The files of the Committee on the Judiciary of the House of Representatives contain the following information with reference to the case:

AFFIDAVIT OF ROBERT AND LUELLA YUNG

We, Robert Yung, and Luella Yung, after having been read the twenty-fourth article of war, and after having been told that it is not necessary for us to answer any questions that might tend to degrade us or to incriminate us, and that any statement made by us may be used against us, do hereby make the following statement:

STATEMENT

We, Staff Sgt. Robert and Luella Yung sincerely and very proudly wish to adopt Robert Jerome. We wish to give him all the love and parental teachings two people very happily married and in love could give a child of our own. We have "Jerry" (we call him that) in our home and already love him very dearly. To acquaint you with a little of our background we have this to offer:

I, Staff Sgt. Robert Yung, was born in Lane, S. Dak., in 1920, and at the age of 7 moved to Iowa with my parents. We lived on a farm and had the fine teachings of good Catholic parents. I went to country school and for five grades attended a Catholic school in Danbury. I graduated from the eighth grade and, due to financial difficulties, was unable to continue further. I helped my father farm and later joined the CCC camp for a period of 2 years. I then enlisted in the Army in 1938, and have been in the service ever since, except for 9 months following the end of the war, when I was discharged. I have served in several theaters, and have made a good record to date in the Armed Forces.

I was married, but divorced due to my wife's disorderly actions while I was serving overseas. When the war was over I returned to Danbury to my parents' home and was employed there in a restaurant. I am a cook now and have held that MOS most of my Army career. While at Danbury I met Luella Ahlwardy, and after nearly a year we were married in Dakota City, Nebr., not far from our home.

I, Luella, was born in Anthon, Iowa, in 1920, and moved to Danbury, while still an infant. We lived on a farm until I was 5, then we moved to town where my father was employed as a gasoline-truck driver. I went to the Danbury Public School and graduated from grammar and high school. I worked for a few months and later moved to Chicago, Ill., where I was employed at Galvin Manufacturing Co. for 6 years. In the meantime I was married, but 5 years later, divorced due to my husband's cruelty and unhusbandlike manners. I remained in Chicago until my brother was unfortunately killed in the service, and I returned to Danbury to be with my parents. My father is in very poor health—effects of World War I. I met Robert Yung; we courted for nearly a year and were very happily married on May 19, 1946.

I, Robert Yung, come from a family of four children. I am the second oldest. I, Luella, came from a family of six children; I, also, am the second oldest. We both have been brought up as good Christians. We joined the Catholic Church, are being very good Catholics, and are going to do everything possible to return to our faith in the best of ways. Father Schumacher of FEAMCOM will assist us as we have spoken to him about that.

We have been, and still are, very much in love. Our strongest desire has been to have a child. I was to have a child once, but it was a tubular pregnancy and I nearly died; thus ending my chance to become a mother, as has always been my wish. We have always felt very badly, due to my lack of motherhood, so I can very readily open my heart and arms to Jerry. Since we have had Jerry with us we have been extremely happy and love him so very much. We enjoy talking of his future and planning it and it is our strongest desire to give him every opportunity a child could receive. We do solemnly swear to bring Jerry up to be a good Christian and a good boy, to the best of our ability. Although we do not have the most money, and are in the service, we feel that we can give him all the things that any child will receive. Please allow us to keep our little boy and we will be ideal parents.

Since the time this letter was written, Sergeant Yung has had a promotion to technical sergeant. This makes things much easier for us now, as it will mean we will have extra money to care for our child.

ROBERT YUNG,
Technical Sergeant, USAF.
LUELLA YUNG,

Subscribed and sworn to before me this 2d day of April 1951.

GEORGE J. GOLDSBOROUGH, Jr.,
First Lieutenant, USAF,
A Summary Court Martial.

FAR EAST AIR MATÉRIEL COMMAND,
UNITED STATES AIR FORCE,
APO 323, April 12, 1951.

To Whom It May Concern:

The undersigned, a Catholic chaplain of the United States Air Force, presently stationed at the above address, hereby states that he knows Tech. Sgt. Robert Yung and his wife, Mrs. Luella Yung. He is familiar with their desire to adopt a child and has recommended them to the Sisters in charge of Our Lady of Lourdes Infant Home in Yokohama, Japan. These Sisters are known to be conscientious in examining the background of the children entrusted to their care and in caring for those children.

Therefore, based on this knowledge of both the Sisters and the Yungs, the undersigned does heartily endorse their petition to adopt the child Robert Jerome, whom they have selected. The Yungs will provide excellent care and training for this boy and raise him to be a true and conscientious American citizen, a credit to them and to the country.

BERNARD F. SCHUMACHER,
Chaplain (Captain) USAF.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H. R. 3823) should be enacted.



